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AT SEATTLE
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON DEPUTY

ORIGINAL

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

LACEY MARKETPLACE
ASSOCIATES II, LLC,

Plaintiff,

v.

UNITED FARMERS OF ALBERTA
CO-OPERATIVE LTD, et al.,

Defendants.

CASE NO. C13-0383JLR

SPECIAL VERDICT FORM

BURLINGTON RETAIL, LLC,

Plaintiff,

v.

UNITED FARMERS OF ALBERTA
CO-OPERATIVE LTD, et al.,

Defendants.

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We, the jury, being duly impaneled and sworn, provide the following answers to the questions submitted by the court:

A. LACEY'S BREACH OF CONTRACT CLAIM

Question No. 1: Do you find that Lacey has proved that Wholesale Sports breached its contract with Lacey?

Yes: X

No: _____

If you answered "yes" to Question No. 1, proceed to Question No. 2. If you answered "no" to Question No. 1, skip Question Nos. 2 through 4 and proceed to Question No. 5.

Question No. 2: What do you find is the amount of damages that Lacey is entitled to as a result of Wholesale Sports' breach of the contract?

5,218,493.35

B. LACEY'S TORTIOUS INTERFERENCE WITH CONTRACT CLAIMS

Question No. 3: Do you find that Lacey has proved that any of the following defendants tortiously interfered with Lacey's contract with Wholesale Sports?

	Yes	No
UFA:	<u>X</u>	_____
Alamo:	<u>X</u>	_____
Mr. Gaube:	<u>X</u>	_____

If you answered "yes" to Question No. 3 with respect to any defendant, proceed to Question No. 4. If you answered "no" to Question No. 3 with respect to all defendants, skip Question No. 4 and proceed to Question No. 5.

1 **Question No. 4:** Without duplicating the damages you found in Question No. 2, what do
2 you find is the amount of additional damages, if any, that Lacey is entitled to as a result
3 of the tortious interference?

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5 **C. LACEY'S FRAUDULENT TRANSFER CLAIMS**

6 **Question No. 5:** Do you find that Lacey has proved its fraudulent transfer claim against
7 Wholesale Sports?

8 Yes: X

9 No:

10 *If you answered "yes" to Question No. 5, proceed to Question No. 6. If you answered*
11 *"no" to Question No. 5, skip Question Nos. 6 through 13 and proceed to Question No.*
12 *14.*

13 **Question No. 6:** Do you find that Lacey has proved its fraudulent transfer claim against
14 UFA?

15 Yes: X

16 No:

17 *If you answered "yes" to Question No. 6, proceed to Question No. 7. If you answered*
18 *"no" to Question No. 6, skip Question No. 7 and proceed to Question No. 8.*

19 **Question No. 7:** What do you find is the amount to which Lacey is entitled as a result of
20 its fraudulent transfer claim against UFA?

21 5,218,493.35

Question No. 8: Do you find that Lacey has proved its fraudulent transfer claim against Sportsman?

Yes: X

No: _____

If you answered "yes" to Question No. 8, proceed to Question No. 9. If you answered "no" to Question No. 8, skip Question No. 9 and proceed to Question No. 10.

Question No. 9: What do you find is the amount to which Lacey is entitled as a result of its fraudulent transfer claim against Sportsman?

5,218,493.35

Question No. 10: Do you find that Lacey has proved its fraudulent transfer claim against Alamo?

Yes: X

No: _____

If you answered "yes" to Question No. 10, proceed to Question No. 11. If you answered "no" to Question No. 10, skip Question No. 11 and proceed to Question No. 12.

Question No. 11: What do you find is the amount to which Lacey is entitled as a result of its fraudulent transfer claim against Alamo?

5,218,493.35

Question No. 12: Do you find that Lacey has proved its fraudulent transfer claim against Mr. Gaube?

Yes: X

No: _____

1 If you answered "yes" to Question No. 12, proceed to Question No. 13. If you answered
2 "no" to Question No. 12, skip Question No. 13 and proceed to Question No. 14.

3 **Question No. 13:** What do you find is the amount to which Lacey is entitled as a result
4 of its fraudulent transfer claim against Mr. Gaube?

5 5,218,493.35

6 **D. BURLINGTON'S BREACH OF CONTRACT CLAIM**

7 **Question No. 14:** Do you find that Burlington has proved that Wholesale Sports
8 breached its contract with Burlington?

9 Yes: X

10 No: _____

11 If you answered "yes" to Question No. 14, proceed to Question No. 15. If you answered
12 "no" to Question No. 14, skip Question Nos. 15 through 17 and proceed to Question No.
13 18.

14 **Question No. 15:** What do you find is the amount of damages that Burlington is entitled
15 to as a result of Wholesale Sports' breach of the contract?

16 6,668,255.94

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E. BURLINGTON'S TORTIOUS INTERFERENCE WITH CONTRACT CLAIMS

Question No. 16: Do you find that Burlington has proved that any of the following defendants tortiously interfered with Burlington's contract with Wholesale Sports?

	Yes	No
UFA:	<u>X</u>	_____
Alamo:	<u>X</u>	_____
Mr. Gaube:	<u>X</u>	_____

If you answered "yes" to Question No. 16 with respect to any defendant, proceed to Question No. 17. If you answered "no" to Question No. 16 with respect to all defendants, skip Question No. 17 and proceed to Question No. 18.

Question No. 17: Without duplicating the damages you found in Question No. 15, what do you find is the additional amount of damages, if any, that Burlington is entitled to as a result of the tortious interference?

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F. BURLINGTON'S FRAUDULENT TRANSFER CLAIMS

Question No. 18: Do you find that Burlington has proved its fraudulent transfer claim against Wholesale Sports?

Yes: X

No: _____

1 *If you answered "yes" to Question No. 18, proceed to Question No. 19. If you answered*
2 *"no" to Question No. 18, skip the remaining questions, sign and date the jury form, and*
3 *notify the courtroom deputy that you have reached a verdict.*

4 **Question No. 19:** Do you find that Burlington has proved its fraudulent transfer claim
5 against UFA?

6 Yes: X

7 No: _____

8 *If you answered "yes" to Question No. 19, proceed to Question No. 20. If you answered*
9 *"no" to Question No. 19, skip Question No. 20 and proceed to Question No. 21.*

10 **Question No. 20:** What do you find is the amount to which Burlington is entitled as a
11 result of its fraudulent transfer claim against UFA?

12 6,668,255.94

13 **Question No. 21:** Do you find that Burlington has proved its fraudulent transfer claim
14 against Sportsman?

15 Yes: X

16 No: _____

17 *If you answered "yes" to Question No. 21, proceed to Question No. 22. If you answered*
18 *"no" to Question No. 21, skip Question No. 22 and proceed to Question No. 23.*

19 **Question No. 22:** What do you find is the amount to which Burlington is entitled as a
20 result of its fraudulent transfer claim against Sportsman?

21 6,668,255.94

1 **Question No. 23:** Do you find that Burlington has proved its fraudulent transfer claim
2 against Alamo?

3 Yes: X

4 No: _____

5 *If you answered "yes" to Question No. 23, proceed to Question No. 24. If you answered*
6 *"no" to Question No. 23, skip Question No. 24 and proceed to Question No. 25.*

7 **Question No. 24:** What do you find is the amount to which Burlington is entitled as a
8 result of its fraudulent transfer claim against Alamo?

9 6,668,255.94

10 **Question No. 25:** Do you find that Burlington has proved its fraudulent transfer claim
11 against Mr. Gaube?

12 Yes: X

13 No: _____

14 *If you answered "yes" to Question No. 25, proceed to Question No. 26. If you answered*
15 *"no" to Question No. 25, skip Question No. 26, sign and date the jury form, and notify*
16 *the courtroom deputy that you have reached a verdict.*

17 **Question No. 26:** What do you find is the amount to which Burlington is entitled as a
18 result of its fraudulent transfer claim against Mr. Gaube?

19 6,668,255.94

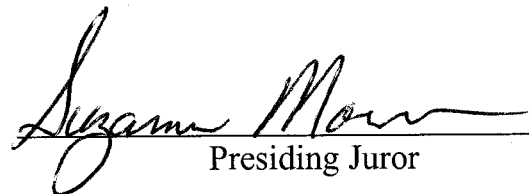
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1 Please sign and date this form, and notify the courtroom deputy that you have reached a
2 verdict.

3 Dated this 9 day of March, 2015

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7 Presiding Juror
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